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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/661,046	09/12/2003	Francis A. Benevento II	034901-0304947	6750

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EXAMINER

HARRIS, CHANDA L

ART UNIT

PAPER NUMBER

3714

DATE MAILED: 06/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/661,046

Applicant(s)

BENEVENTO, FRANCIS A.

Examiner

Chanda L. Harris

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 September 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 32-55 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 32-55 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>8/20/04, 2/3/05</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Status of Claims

In response to the Preliminary Amendment filed 9/15/04, Claims 1-31 are cancelled.

Claims 32-55 are pending.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 32-40, 42-52, and 54-55 are rejected under 35 U.S.C. 102(b) as being anticipated by Mortimer et al. (US 6,091,930).

1. [Claims 32,44]: Regarding Claims 32 and 44, Mortimer discloses storing at least one document (i.e., knowledge base) in a storage medium of a device (i.e., student CITbook). See Col.7: 1-13. Mortimer discloses displaying (i.e., presenting) the at least one document (i.e., presented text). See Col.7: 14-16, 27-31. Mortimer discloses generating at least one modification (i.e., notes) to the at least one displayed document created by a user of the device, wherein the at least one modification is displayed to the user as an integral part of the at least one document. See Col.7: 27-31. Mortimer discloses storing the at least one modification separate (i.e., implied by "links") from the at least one document in the storage medium so that the at least one modification can

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be separately categorized, search, or retrieved and correlating the at least one document and the at least one modification. See Col.7: 27-31 and Col.17: 67-Col.18: 6. Mortimer discloses an input device (i.e., note module) which generates at least one modification to the at least one displayed document created by a user of the device, wherein the at least one modification is displayed to the user as an integral part of the at least one document. See Col.7: 27-31. Mortimer discloses a processor which correlates the at least one document and the at least one modification. See Col.5: 13-19.

2. [Claims 33,45]: Regarding Claims 33 and 45, Mortimer discloses categorizing the at least one document in automatic mode where the at least one document is automatically categorized; or manual mode where data is received from a user that identifies a category with which the at least one document is correlated. See Col.7: 27-31.

3. [Claims 34,46]: Regarding Claims 34 and 46, Mortimer discloses an automatic mode where the at least one modification is automatically categorized; or a manual mode where data is received from a user that identifies a category with which the at least one modification is correlated. See Col.7: 27-31.

4. [Claims 35,47]: Regarding Claims 35 and 47, Mortimer discloses wherein the storage medium includes a plurality of documents (i.e., presented text) and a plurality of modifications (i.e., notes) stored thereon. See Col.7: 29-31.

5. [Claims 36,48]: Regarding Claims 36 and 48, Mortimer discloses generating a personalized summary (i.e., outline) of an experience based on categorization of the at least one modification made to the documents. See Col.17: 67-Col.18: 3.
6. [Claims 37,49]: Regarding Claims 37 and 49, Mortimer discloses accessing at least one resource (e.g., knowledge in areas in which they may be lacking sufficient background information to comprehend the material presented). See Col.7: 16-19.
7. [Claims 38,50]: Regarding Claims 38 and 50, Mortimer discloses receiving a series of modifications (i.e., changes), wherein the series of modifications are made by a third party (i.e., professor). See Col.14: 58-61.
8. [Claims 39,51]: Regarding Claims 39 and 51, Mortimer discloses generating a personalized summary (i.e., outline) of at least one educational experience. See Col.17: 67-Col.18: 3.
9. [Claims 40,52]: Regarding Claims 40 and 52, Mortimer discloses transforming the at least one document from one form to another form (i.e., outline form). See Col.18: 43-46.
10. [Claims 42, 54]: Regarding Claims 42 and 54, Mortimer discloses generating at least one outline of the at least one document based on at least one modification made to the document. See Col.18: 43-46.
11. [Claims 43,55]: Regarding Claims 43 and 55, Mortimer discloses generating a review (i.e., outline) of the at least one document based on the at least one modification. See Col.17: 67-Col.18: 6.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 41 and 53 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mortimer in view of Takeda et al. (US 5,349,368).

[Claims 41, 53]: Regarding Claims 41 and 53, Mortimer does not disclose expressly translating the at least one document from a first language into a second language. However, Takeda teaches such in Col.2: 54-57. Therefore, at the time of the invention, it would have been obvious to one of ordinary skill in the art to incorporate translating at least one document from a first language into a second language into the method and system of Mortimer, in light of the teaching of Takeda, in order to provide a technique for interpreting the meaning of a natural language.

Citation of Pertinent Prior Art

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.


- Helmick et al. (US 6,470,171)
-user journal

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chanda L. Harris whose telephone number is 571-272-4448. The examiner can normally be reached on M-F 6:30am-4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jessica Harrison can be reached on 571-272-4449. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Chanda L. Harris
Primary Examiner
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